

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA

\*

CRIMINAL NO. 08-188

v.

\*

SECTION: "N"

JASON FLOWERS

\* \* \*

**FACTUAL BASIS**

If this case were to proceed to trial, the United States would prove the following facts beyond a reasonable doubt:

In May 2007, agents of the Drug Enforcement Administration (DEA) began an investigation into the drug trafficking activities of QUINCY BROWN and others in the Eastern District of Louisiana. The investigation included the use of information from task force agents, state and local law enforcement officers and confidential sources. Agents analyzed pen register information and telephone toll records, conducted surveillance and made controlled narcotics purchases and seizures from members of this drug trafficking conspiracy. Additionally, on April 28, 2008, an affidavit was filed for the interception of wire communications over a cellular telephone utilized by QUINCY BROWN. Interception of wire communications to-and-from this telephone continued until June 30, 2008. Numerous drug related calls were intercepted in which the defendant, **JASON FLOWERS**,

and QUINCY BROWN discussed the quantities of crack that QUINCY BROWN needed from **JASON FLOWERS**.

For example, on March 4, 2008, agents with the DEA intercepted a wire communication from QUINCY BROWN to **JASON FLOWERS**, wherein QUINCY BROWN asked **FLOWERS** if he was “straight” . . . if he had “good, good hard?” **FLOWERS** replied “yeah.” BROWN told **FLOWERS** to give him “two hard and he will buy some more tomorrow.” Agents with the DEA would testify that “hard” is coded language for cocaine base. Agents would further testify that during the phone call BROWN and **FLOWERS** were discussing ounce quantities of cocaine base. **FLOWERS** indicated to BROWN that he had cocaine base and BROWN told **FLOWERS** he wanted him to bring him 2 ounces of it. Agents would also testify that they conducted surveillance of QUINCY BROWN following this telephone call and saw him meet **FLOWERS** at a fast food restaurant in Metairie, Louisiana.

On May 6, 2008, agents again intercepted a wire communication between **FLOWERS** and BROWN wherein BROWN requested that **FLOWERS** bring him “three hard” and to “tighten up on it because BROWN was going to be bringing **FLOWERS** quite a bit of hard business this week.” DEA agents would testify that during this phone call BROWN requested 3 ounces of cocaine base from **FLOWERS** and indicated that he did not want **FLOWERS** to cheat him on the weight. DEA agents would testify that “tighten up” is code between drug dealers indicating that the buyer does not want to be shorted on the weight ordered as suppliers often do not give a dealer the exact quantity of drugs requested in order to make a larger profit. The next day, May 7, 2008, agents intercepted a conversation between BROWN and **FLOWERS** in which BROWN told **FLOWERS** he would meet him in 45 minutes and he wanted **FLOWERS** to give him “the whole 27.” BROWN indicated

he wanted **FLOWERS** to “hook him up and give him a little extra piece.” Agents interpreted this coded conversation to mean that **BROWN** would be paying **Flowers** \$2700 which is the current price for 3 ounces of cocaine base. Agents and other law enforcement officers would testify that they conducted surveillance at **FLOWERS** residence in LaPlace, Louisiana, following this telephone conversation and observed **FLOWERS** leave to meet with **BROWN**. A traffic stop of **FLOWERS** and other individuals in his vehicle resulted in the seizure of 3 ounces of a substance which later tested positive for cocaine base. At trial, a forensic chemist would testify that the drugs seized weighed three ounces and tested positive for cocaine base. The lab report and cocaine base would also be offered into evidence at trial.

The undersigned prosecutor and DEA Special Agents assigned to this investigation have done a thorough review of all drug types and quantities provable during the entire course of the conspiracy. The amount of narcotics that the defendant, **JASON FLOWERS**, was responsible for distributing or that was reasonably foreseeable to him as being distributed in this case includes a total quantity of at least 141.75 grams or 5 ounces of cocaine base. This assessment was arrived at

through careful analysis of all seizures, consensually monitored telephone calls, law enforcement surveillance, telephone records analysis and witness interviews.

**JASON FLOWERS** admits that on or about March 20, 2000, in the Criminal District Court for the Parish of Jefferson, State of Louisiana, under case number 97-7637 he pled guilty to the charge of distribution of cocaine in violation of Louisiana Revised Statute 40:967.

Read and Approved:

\_\_\_\_\_  
JASON FLOWERS  
Defendant

\_\_\_\_\_  
Date

\_\_\_\_\_  
MARTIN REAGAN (                      )  
Defense Counsel

\_\_\_\_\_  
Date

\_\_\_\_\_  
EMILY K. GREENFIELD (LA 28587)  
Assistant United States Attorney

\_\_\_\_\_  
Date